

**IC 34-30-6****Chapter 6. Environment: Immunity from Liability for Certain Hazardous Discharges****IC 34-30-6-1****Acts or omissions; immunity**

Sec. 1. Except as provided in section 2 of this chapter, a person is not liable for any loss that results from an action taken or lack of an action by that person:

- (1) during an emergency; and
- (2) with intent to prevent or minimize harm from the emergency.

*As added by P.L.1-1998, SEC.26.*

**IC 34-30-6-2****Acts or omissions; liability**

Sec. 2. This chapter does not apply to a person:

- (1) whose act or omission caused in whole or in part the emergency and who would otherwise be liable for the emergency;
- (2) whose act or omission constituted gross negligence or willful or wanton misconduct; or
- (3) who receives payment, or is an employee of a person who receives payment, for services rendered in connection with the emergency, from a person whose act or omission caused in whole or in part the emergency. Payment does not include reimbursement for expenses.

*As added by P.L.1-1998, SEC.26.*